

UNITED STATES DISTRICT COURT  
DISTRICT OF MINNESOTA

---

Shawn Ross,

**15-CV-0611 (PJS/TNL)**

Plaintiff,

**STIPULATION OF VOLUNTARY  
DISMISSAL PURSUANT TO  
F.R.C.P. 41(a)(1)(A)(ii)**

v.

Officers Benjamin Chaput and  
William Martin, in their  
individual and official capacities as  
police officers for the City of  
Minneapolis, and the City of Minneapolis,

Defendants.

---

**STIPULATION OF VOLUNTARY DISMISSAL PURSUANT TO F.R.C.P. 41(a)(1)(A)(ii)**

WHEREAS this lawsuit was brought against the correct municipality, but the incorrect agents thereof, and discovery having already proceeded past a point that it would be prejudicial to the parties to substitute the proper individual Defendants in this case;

IT IS HEREBY STIPULATED AND AGREED by and between the parties, through their respective counsel, that the above-captioned action is voluntarily dismissed *with prejudice* against Defendants William Martin and Benjamin Chaput, and is dismissed *without prejudice* as against the City of Minneapolis, pursuant to the Federal Rules of Civil Procedure 41(a)(1)(A)(ii).

Dated: October 8, 2015

Dated: October 8, 2015

s/Andrew Irlbeck

**Andrew Irlbeck (392626)**  
**Paul Applebaum (223098)**  
First National Bank Building  
Suite W1610  
332 Minnesota Street  
St. Paul, MN 55101  
(651) 366-6909  
*Attorneys for Plaintiff*

s/Gregory Sautter

**Gregory Sautter (326446)**  
Assistant City Attorney  
City Hall, Room 210  
350 South 5<sup>th</sup> Street  
Minneapolis, MN 55415  
(612) 673-3339  
*Attorney for Defendants*